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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 2399/2017 & CM No.10351/2017

SUREDNER SINGH RAO

..... Petitioner

Through: Mr. Jai Sahai Endlaw, Adv.

versus

NEW DELHI MUNICIPAL COUNCIL AND ANR..... Respondents

Through: Ms. Malvika Trivedi, ASC with Ms. Sriparna Dutta, Adv. for R1 and R2./NDMC.

Ms. Maninder Acharya, ASG with Ms. Ruchi Jain, Adv. along with Mr. G.P. Sarkat, Director of Estates.

CORAM:

HON'BLE MR. JUSTICE J.R. MIDHA

ORDER

% **14.03.2018**

1. Ms. Maninder Acharya, learned ASG submits on instructions that the petitioner has been allotted quarter No.T-43, Hudco Palace Extension (Type-4S) on 13th March, 2018. Copy of the allotment letter is handed over and taken on record. Copy of the same handed over to learned counsel for the petitioner and respondent No.1.
2. Learned counsel for the petitioner submits that the petitioner has been appointed as OSD with the Steel Minister on 13th March, 2018. Copy of the office order dated 13th March, 2018 is handed over and taken on record. Copy of the office order has been marked to the Director of Estates for taking necessary action in the matter. Learned counsel for the petitioner submits that the petitioner is entitled to Type-V accommodation as per the rules.
3. Learned counsel for the petitioner submits that the formal



appointment letter has to be issued by the Department of Personnel and Training under the Ministry of HRD and he shall deposit the same with the Directorate of Estates immediately upon receiving it. The DOPT shall expedite the issuance of the appointment letter to enable him to deposit the same to the Directorates of Estates.

4. The Officer from Directorate of Estates submits that the OSD to the Minister is entitled to Type-V accommodation. Upon receipt of the formal appointment letter, the Directorate of Estates shall withdraw the allotment letter dated 13th March, 2018 and consider allotting a Type-V accommodation to the petitioner in accordance with the rules/policy. The decision be produced before this Court on the next date of hearing.

5. The decision of the Directorate of Estates in terms of para-4 of the order dated 22nd January, 2018 be also placed on record on the next date of hearing. In the event of non-compliance, the officer responsible for non-compliance shall remain present in Court on the next date of hearing.

6. Learned counsel for respondent No.1 submits that the petitioner was not entitled to Type-5 accommodation on the relevant date. This submission shall be considered on the next date of hearing.

7. List on 22nd March, 2018 at 02:30 P.M.

8. Mr. Rajesh Gogna, learned Standing Counsel for GNCTD shall communicate this order to the DOPT for compliance.

9. Copy of this order be given *dasti* to learned counsels for the parties under signature of Court Master.

J.R. MIDHA, J.

MARCH 14, 2018
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